A RESOLUTION OF THE BOARD OF COUNTY COMMISSIONERS, ORANGE COUNTY, FLORIDA, REQUESTING THAT THE LEGISLATURE OF THE STATE OF FLORIDA PASS LAWS PROVIDING SOURCES OF FUNDING FOR THE RECENT AMENDMENTS TO CHAPTER 121, FLORIDA STATUTES AND THE IMPLEMENTATION OF CHAPTER 163, FLORIDA STATUTES, AND TO PURSUE OUR AMENDMENT TO THE CONSTITUTION OF THE STATE OF FLORIDA THAT REQUIRES THAT ANY FUTURE LEGISLATION MANDATING ACTION BY A UNIT OF LOCAL GOVERNMENT, WILL PROVIDE A SOURCE OF FUNDING SUFFICIENT TO COVER THE COSTS OF SUCH ACTION WITHOUT THE REQUIREMENT FOR A REFERENDUM BY THE UNIT OF LOCAL GOVERNMENT

WHEREAS, Chapter 11 (Section 11.076 (1)), Florida Statutes requires that "Any general law, enacted by the Legislature after July 1, 1978, which requires a municipality or county to perform an activity or to provide a service or facility which activity, service, or facility will require the expenditure of additional funds, must include an economic impact statement, as defined in s. 11.075, estimating the amount sufficient to cover the total cost to municipalities and counties to implement such activity, service or, facility and must provide a means to finance such activity, service or facility."

WHEREAS, the Florida Legislature has passed amendments to Chapter 121, Florida Statutes mandating higher retirement benefits for special risk members of the Florida Retirement System without having complied with the requirements of Section 11.076, Florida Statutes; and

WHEREAS, the Florida Legislature has passed the Local Government Comprehensive Planning and Land Development Regulation Act (Chapter 163, Florida Statutes) without having complied with the requirements of Section 11.076, Florida Statutes; and

WHEREAS, the Florida Legislature has passed many other laws in recent years mandating actions on the local governmental units of Florida without having complied with the requirements of Section 11.076, Florida Statutes;

NOW, THEREFORE, BE IT RESOLVED BY THE BOARD OF COUNTY COMMISSIONERS, ORANGE COUNTY, FLORIDA:

Section 1. That the Board of County Commissioners, Orange County, Florida, requests that the Florida Legislature pass a law that provides a source of funding for the amendments to Chapter 121, Florida Statutes.

Section 2. That the Board of County Commissioners, Orange County, Florida, requests the Florida Legislature to pass a law that provides a source of funding for the implementation of Chapter 163, Florida Statutes.

Section 3. That the Board of County Commissioners, Orange County, Florida, requests the Florida Legislature to pursue an amendment to the Constitution of the State of Florida requiring that any future legislation mandating actions upon units of local government, wherein such actions create a financial burden on such units of local government, provides a source of funding sufficient to cover the costs of such actions.
Section 4. That the sources of funding referred to in Sections 1, 2 and 3 above should be without the requirement for a referendum by the units of local government.

Section 5. That copies of this resolution be sent to the Governor of the State of Florida, the President of the Florida Senate, the Speaker of the Florida House of Representatives and to each member of Orange County's local legislative delegation.

ADOPTED THIS 13th DAY OF March, 1989.

By: Chairman

ATTEST:

MARTHA O. HAYNIE, Clerk to the Board of County Commissioners

By: Deputy Clerk